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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

<p>IN RE GOOGLE PLAY STORE ANTITRUST LITIGATION</p> <p>THIS DOCUMENT RELATES TO:</p> <p><i>In re Google Play Developer Antitrust Litigation, Case No. 3:20-cv-05792-JD</i></p>	<p>Case No. 3:21-md-02981-JD</p> <p>STIPULATION AND PROPOSED ORDER RE DEVELOPER PLAINTIFFS' CLASS CERTIFICATION DEADLINES IN LIGHT OF SETTLEMENT</p> <p>[Civil L.R. 6-2]</p> <p>Judge: Hon. James Donato</p>
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Pursuant to Civil Local Rule 6-2, the plaintiffs in the *In re Google Play Developer Antitrust Litigation*, No. 3:20-cv-5792-JD (N.D. Cal.) (“Developer Plaintiffs”); and the defendants Google LLC, Google Ireland Limited, Google Commerce Limited, Google Asia Pacific Pte. Limited, and Google Payment Corp. (collectively, “Google”), stipulate as follows:

WHEREAS, the current case schedule, ECF No. 191, 198, *In re Google Play Store Antitrust Litigation*, 3:21-md-02981-JD, requires Developer Plaintiffs to file a class certification motion on May 26, 2022, with additional class certification filing deadlines to follow for Developer Plaintiffs and Google in connection with that motion.

WHEREAS, the current case schedule requires Google and Developer Plaintiffs to file *Daubert* motions in connection with the other party’s class certification expert reports on May 26, 2022, with additional filing deadlines to follow for both parties in connection with such motions.

WHEREAS, Developer Plaintiffs and Google have agreed to the principal terms on which the parties will settle *In re Google Play Developer Antitrust Litigation*, No. 3:20-cv-5792-JD (N.D. Cal.), subject to Court approval, on behalf of a class of U.S. Developers that sold paid apps or in-app content through the Google Play store and had up to \$2 million in annual sales through the Google Play store during each year of the 2016-2021 period. Developers Plaintiffs and Google estimate that the proposed settlement class represents more than 99 percent of all U.S. developers selling paid apps or in-app content through the Google Play store.

WHEREAS, Developer Plaintiffs and Google are working expeditiously and in good faith to finalize the long-form settlement agreement, and anticipate that any motion for preliminary approval of the settlement will be filed on or before June 16, 2022.

WHEREAS, in furtherance of the settlement, and to conserve judicial and party resources, the Developer Plaintiffs and Google agree, and request that the Court order, that the

1 class certification and *Daubert* deadlines as between the Developer Plaintiffs and Google should
2 be held in abeyance pending further order of the Court, with the parties agreeing to reserve all
3 rights related to class certification.

4 NOW, THEREFORE, IT IS STIPULATED AND AGREED, SUBJECT TO THE
5 APPROVAL OF THE COURT:

6 1. All class certification deadlines and deadlines for *Daubert* motions for class
7 certification experts as between Developer Plaintiffs and Google, in Case No. 3:20-cv-05792-JD,
8 shall be held in abeyance pending further order of the Court.

9 2. Developer Plaintiffs shall file a motion for preliminary approval of the settlement
10 as soon as is practicable, but on or before June 16, 2022.

11 Dated: May 25, 2022

12 HAGENS BERMAN SOBOL SHAPIRO LLP
13 Steve W. Berman
14 Robert F. Lopez
15 Ben M. Harrington
16 Benjamin J. Siegel

17 SPERLING & SLATER, PC
18 Joseph M. Vanek
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20 Alberto Rodriguez

21 Respectfully submitted,

22 By: /s/ Steve W. Berman
23 Steve W. Berman

24 *Co-Lead Interim Class Counsel for the*
25 *Developer Class and Attorneys for Plaintiffs*
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 25, 2022

E-FILING ATTESTATION

I, Steve W. Berman, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

s/ Steve W. Berman
STEVE W. BERMAN

